

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF MARICOPA COUNTY

IN THE MATTER OF ADOPTING A)	
UNIFORM PROCEDURE AND)	ADMINISTRATIVE ORDER
STANDARD MEDICAL CLEARANCE)	NO. 2000-015
FORM FOR WORK RELEASE AND)	
WORK FURLOUGH INMATES)	
_____)	

It is in the interest of the administration of justice that a uniform procedure and standard medical clearance form be adopted for those individuals assigned to Con-Tents facilities, to comply with the settlement agreement dated December 6, 1999 between Maricopa County and the United States Department of Justice. A uniform policy will protect the integrity and continued availability of Work Furlough and Work Release programs as a sentencing option for all judges in Maricopa County.

The settlement agreement requires defendants to submit a health care provider's certification that the defendant is medically fit for placement in a Con-Tents facility, unless otherwise ordered by a court. The MCSO has agreed that any defendant who has been determined to be medically unfit for the Con-Tents facility will be housed at an appropriate MCSO facility and the defendant's Work Release or Work Furlough status shall be maintained pursuant to the judge's order of confinement or commitment order. Therefore:

IT IS ORDERED that any defendant sentenced to serve 15 or more days in a Work Release or Work Furlough program by a judge of the Maricopa County Superior Court or a judge of any limited jurisdiction court within Maricopa County, shall be provided a copy of Form 2000-015: "Defendant Instructions for Determining Medical Fitness For Work Release or Work Furlough." The defendant shall present this form, completed by a health care provider, to the Maricopa County Sheriff's Office at the time they self-surrender.

IT IS FURTHER ORDERED that judges of the Maricopa County Superior Court and all judges of limited jurisdiction courts within Maricopa County shall retain the authority to order that a defendant be accepted for assignment to Work Release or Work Furlough without a physician's certification regarding medical fitness.

IT IS FURTHER ORDERED that this administrative order shall become effective on April 3, 2000.

IT IS FURTHER ORDERED that any defendant whose order of confinement or commitment order is issued April 2, 2000 or before shall be exempt from the policy established by this administrative order.

DATED this _____ day of March, 2000.

Robert D. Myers, Presiding Judge

Attachment: Form 2000-015: Defendant Instructions for Determining Medical Fitness
For Work Release or Work Furlough

Original w/attachment filed with the Clerk of the Superior Court

Copies w/ attachments:

Maricopa County Municipal Court Presiding Judges
Court Administrators of all Maricopa County Municipal Courts
Hon. G. Michael Osterfeld, Presiding Justice of the Peace
Michael K. Jeanes, Clerk of the Superior Court
Gordon M. Griller, Superior Court Administrator
Barbara Lasater, Chief Deputy Justice Court Administrator
David R. Smith, County Administrative Officer
Sheriff Joseph M. Arpaio, MCSO
Chief Bill Williams, MCSO
Jack MacIntrye, MCSO
Louis B. Gorman, Division of County Counsel, Maricopa County Attorney's Office
Norman L. Helber, Chief Probation Officer, Adult Probation Department
Dr. Jonathan Weisbuch, Public Health Services
Dr. Doug Campos-Outcalt, Public Health Services
Susan Svitak, Correctional Health Services
Trina Lambert, Justice System Coordinator